

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 05 10596 NMG

THOMAS KELLEY, )  
Plaintiff, )  
 )  
V. )  
 )  
TOWN OF PLYMOUTH and )  
ROBERT J. POMEROY, as Chief of the )  
Plymouth Police Department and )  
Individually )  
Defendants. )  
 )

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1(A)(2)**

NOW COMES counsel for the defendants in the above-captioned matter and certifies that they have conferred with Joseph R. Gallitano, counsel for the plaintiff, by telephone August 18, 2008, regarding *Defendants' Assented To Motion For Leave Of Court To Allow Insurance Claim Adjuster To Participate In Mediation Via Phone*. The Plaintiff assents to the Defendants' Motion.

Respectfully submitted,

/s/ Jeremy I. Silverfine  
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Leonard Kesten, BBO# 542042  
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Date: August 25, 2008